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## TRANSMITTAL FORM

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Total Number of Pages in This Submission 3

Application Number	09/784,394
Filing Date	02/15/01
First Named Inventor	Marc Eller et al.
Art Unit	2614
Examiner Name	Jason P. Salce
Attorney Docket Number	12179-P081P1

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD  <input type="checkbox"/> Remarks	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard Examiner Interview Summary
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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Winstead Sechrest & Minick P.C.		
Signature			
Printed name	Kelly K. Kordzik		
Date	08/30/2006	Reg. No.	36,571

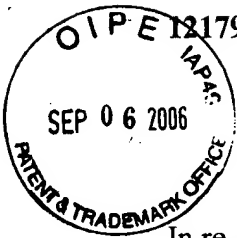
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Signature			
Typed or printed name	Danielle Chandler	Date	08/30/2006

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12179-P081P1

PATENT

- 1 -

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:	:	Before the Examiner:
Marc Eller et al.	:	Jason P. Salce
	:	
Serial No.: 09/784,394	:	Group Art Unit: 2614
	:	
Filed: February 15, 2001	:	Nano-Proprietary, Inc.
	:	3006 Longhorn Blvd., Suite 107
	:	Austin, Texas 78758
Title: SYSTEM AND METHOD FOR	:	
SELLING ADVERTISING SPACE	:	
ON ELECTRONIC DISPLAYS	:	
USING DIGITAL TELEVISION	:	
SPECTRUM	:	

**EXAMINER INTERVIEW SUMMARY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On August 24, 2006, I had a telephone conference with Examiner Jason Salce regarding the dismissal of the appeal and the abandonment of the application due to a failure by applicants to submit a copy of a related appeal decision in the last supplemental appeal brief. I urged Examiner Salce that according to the rules, this was a minor non-compliance, and that since it was merely a decision by the appeal board in a related application, such document was readily available to the PTO and could be provided by the examiner. The examiner agreed that he would submit an Examiner's Answer along with a copy of the Appeal Decision and make it of record.

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**CERTIFICATION UNDER 37 C.F.R. § 1.8**

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\_\_\_\_\_  
Signature

Danielle Chandler  
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(Printed name of person certifying)

12179-P081P1

PATENT

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicant

By: 

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